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January 6, 2005

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From: JENS C. JENKINS  
Comments: Please see attached.  
Docket No. 14531.82.1.1  
Serial No. 10/029,055

\*\*\*\*\*  
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PATENT APPLICATION

Docket: 14531.82.1.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Daniel J. Zigmond et al.

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Serial No. 10/029,055

JAN 06 2005

) Art Unit  
) 2611

Filed: October 25, 2001

Confirmation No. 4315

For: INTERACTIVE TELEVISION RECEIVER UNIT BROWSER  
THAT WAITS TO SEND REQUESTS

Examiner: Hai V. Tran

Customer No. 47973

**CERTIFICATE OF FACSIMILE TRANSMISSION**Mail Stop AMENDMENT  
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P.O. Box 1450  
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Sir:

I hereby certify that this paper is being transmitted via facsimile to the Patent and Trademark Office to phone no. (703) 82-9306 (Formal Fax No.) on the date shown below.

- Amendment "B" (11 pages)
- Terminal Disclaimer (2 pgs.)
- Associate Power of Attorney (2 pages)
- Form PTO-2038 in the amount of \$130.00
- Transmittal Letter (2 pages)

Dated this 6 day of January 2005.

Respectfully submitted,

JENS C. JENKINS  
Registration No. 44,803  
Attorney for Applicant

Customer No. 47973

RDN:JCJ:cm  
CM000005244V001

PAGE 3/24 \* RCVD AT 1/6/2005 5:29:11 PM [Eastern Standard Time] \* SVR:USPTO-EFXRF-1/3 \* DNIS:8729306 \* CSID:8013281707 \* DURATION (mm-ss):10-18

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CLAIMS REMAINING AFTER	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADD'T'L FEE	RATE	ADD'T'L FEE
Total = 33	33	0	X		X 50	0
Independent = 4	4	0	x		X 200	0
1 <sup>st</sup> PRESENTATION OF MULTIPLE DEPENDENT CLAIM			+=		+=	0
			TOTAL		TOTAL	0

X The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 23-3178.

X Any filing fees under 37 CFR 1.16 for the presentation of extra claims.

X Any patent application processing fees under 37 CFR 1.17.

X Any fees for filing the terminal disclaimer under 37 CFR §§ 1.321(c) and 1.20(d).

Dated this 6 day of January 2005.

Respectfully submitted,



RICK D. NYDEGGER  
Registration No. 28,651  
JENS C. JENKINS  
Registration No. 44,803  
Attorneys for Applicant

Customer No. 47973

RDN:JCJ:cm  
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## **TERMINAL DISCLAIMER**

**Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria, VA 22313-1450**

**Sir:**

Declarant, Jens C. Jenkins, represents that he is the Attorney of Record for WebTV Networks, Inc., a corporation of the State of California, having a principal place of business at 1065 La Avenida Avenue, Mountain View, California 94043, and that he is authorized to make this Declaration and execute this Terminal Disclaimer on behalf of WebTV Networks, Inc. Declarant further represents that WebTV Networks, Inc. is the assignee of the entire interest, as shown by the Assignment recorded at reel 10285, frame 539 (a copy of which is attached hereto as Exhibit A) in the records of the U.S. Patent and Trademark Office, of the above-identified application, and also of the parent application, now U.S. Patent No. 6,330,719 (as also shown by the recorded assignment at Exhibit A). Declarant hereby further certifies that the evidentiary

document at Exhibit A has been reviewed by him/her, and to the best of the Declarant's knowledge and belief, title is in the Assignee seeking to take action.

The Assignee hereby disclaims the terminal part of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term of said U.S. Patent No. 6,330,719 and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to said U.S. Patent No. 6,330,719, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors or assigns.

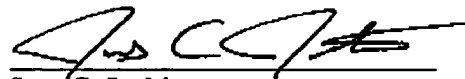
The Assignee does not disclaim any terminal part of any patent granted on the above-identified application that would extend beyond the term of said U.S. Patent No. 6,330,719 in the event that said U.S. Patent No. 6,330,719 later: (a) expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a); (b) has all claims cancelled by a reexamination certificate; or (c) is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

Declarant further declares that all statements made herein of Declarant's own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful, false statements may jeopardize the validity of the application or any patent issuing thereon.

DATED this 6 day of January 2005.

WebTV Networks, Inc.

By:



Jens C. Jenkins

Attorney for Applicant

Registration No. 44,803

Customer No. 47973

RDN:JCJ:cm  
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